

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF MISSISSIPPI  
SOUTHERN DIVISION

Rebecca Lowery,

Plaintiff,

vs.

Michael J. Astrue,  
Commissioner of Social Security,

Defendant.

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Civil Action No.:

1:09cv427-LG-RHW

**Agreed Order Accepting the  
Parties' Settlement Agreement on Attorney's Fees**

Pursuant to the agreement of the parties, the Court hereby orders that the Commissioner of Social Security, Michael J. Astrue, pay the plaintiff the sum of seven-thousand dollars and zero cents (\$7,000.00) pursuant to the *Equal Access to Justice Act* (EAJA), 28 U.S.C. § 2412(d). These funds are payable to plaintiff as the prevailing party, and are subject to offset through the Treasury Department's Offset Program to satisfy any preexisting debt plaintiff may owe to the government. If, subsequent to the entry of this order, the Commissioner determines that plaintiff owes no debt to the government that would subject this award of attorney's fees, the Commissioner may honor plaintiff's purported assignment of EAJA fees providing for payment of the subject fees to plaintiff's counsel, rather than to plaintiff.

**SO ORDERED AND ADJUDGED** this the 14<sup>th</sup> day of March, 2011.

s/ *Louis Guirola, Jr.*  
LOUIS GUIROLA, JR.  
CHIEF U.S. DISTRICT JUDGE

Agreed to:

Rebecca Lowery,  
Plaintiff

By: s/*Paul Brian Spurlock (by Stephen R. Graben with permission)*  
Paul Brian Spurlock  
Attorney for the Plaintiff

Michael J. Astrue,  
Commissioner of Social Security,  
Defendant

By: s/*Stephen R. Graben*  
Stephen R. Graben  
Assistant United States Attorney  
Attorney for the Defendant